IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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WRIT PETITION NO : 13395 of 2005

Between:

D.G.R. College of Nursing (Sponsored by the), Greater Visakha Medical Education Academy, Sri Ram Nilayam, 4th Lane, Harinadhapuram, Nellore, Nellore District, rep. by its Secretary, D.D.Reddy.

..... PETITIONER

AND

1 The Union of India, rep. by its Secretary Dept of Health, Nirman Bhavan,

Govt. of India, New Delhi.
2 The Secretary, Indian Nursing Council, Kotla Road, Temple Lane, New

Delhi.
3 The Registrar, N.T.R.University of Health and Sciences, Vijayawada,

Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ, order or direction more particularly one in the nature of Writ of Mandamus directing the 3rd respondent to appoint Inspection Team for grant of Provisional Affiliation to the petitioners College of Nursing without insisting the 2nd respondent no objection for starting 1st year B.Sc., (Nursing) Course.

Counsel for the Petitioner: MR.VADDIPAMULETY

Counsel for the Respondent No.1: MR.B.KAMALAKAR RAO

Counsel for the Respondent No.2: MR.V.BALAPRASAD

Counsel for the Respondent No.3: MR.D.V.NAGARJUNA BABU

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the action of the respondents in not passing any orders and not even sending the inspection team for inspecting the petitioner's college premises for grant of affiliation.

It is stated that the petitioner made an application to the State Government, as required under law, seeking permission for establishing a Nursing College at Nellore. The State Government after considering the claim of the petitioner and having satisfied, granted permission to start B.Sc., (Nursing) Course with intake capacity of 50 students at Nellore vide G.O.Ms.No.545 dated 30.11.2004. It is stated that thereafter the petitioner had made an application seeking affiliation to the third respondent as required for admitting the students for the said Course. It is the grievance of the petitioner that the third respondent has not taken any action so far except giving a communication in the month of March, 2005 suggesting the petitioner to complete the work of construction of buildings etc. The further grievance of the petitioner is that the third respondent has not even sent its inspection team as required for grant of affiliation. It is further stated that subsequent to the said application, the petitioner made another application also paying a sum of Rs.50,000/- towards inspection fee as required. Even thereafter also, the third respondent has not deputed the inspection

team. Hence, the present writ petition seeking a direction to the third respondent to depute the inspection team so as to pass appropriate orders for affiliation.

As the application of the petitioner has not been disposed of and even the inspection is also not carried out by the third respondent, it is appropriate to dispose of the writ petition directing the third respondent to pass appropriate orders after conducting necessary inspection by deputing the inspection team expeditiously. The third respondent is accordingly directed to pass orders expeditiously, preferably within a period of four weeks from today.

The writ petition is accordingly disposed of. No costs.

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23.06.2005

Note: Issue CC in two days.

(b/o)

VGB

To

1 The Secretary Dept of Health, Union of India, Nirman Bhavan,

Govt. of India, New Delhi.
2 The Secretary, Indian Nursing Council, Kotla Road, Temple Lane, New

Delhi.
3 The Registrar, N.T.R.University of Health and Sciences, Vijayawada,

Krishna District.

4 2CD copies.